



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

P.O. BOX 25201, RALEIGH, NC 27611-5201

CERTIFICATION OF RULEMAKING

Certifying Agency: Department of Transportation					
Action:	<input checked="" type="checkbox"/>	Adoption		<input checked="" type="checkbox"/>	Repeal
Statutory Authority: 20-158 (b) (2).					
Public Hearing Not Required For This Action Under: GS 150A-1, 20-1.					
Rule Summary: No Right Turn on Red.					
Circumstances Requiring Rule Adoption, Repeal: Necessary for public safety and welfare.					
Effective Date: August 18, 2009					

August 18, 2009
DATE


OFFICER SIGNATURE

James. K. Lacy, P.E.
TYPED NAME

State Traffic Engineer
TITLE

No Right Turn on Red

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 20-158 (b) (2).

COUNTY MCDOWELL DIVISION 13

DECLARE THE FOLLOWING

County	Ordinance Number	Route	Intersecting Route	Description
MCDOWELL	1060289	US 70	US 221B	It shall be unlawful for the operator of a vehicle traveling on US 70 (Court St.) to execute a right turn on red onto US 221B (Main St.) from 8:00 am -5:00 pm, weekdays only.
MCDOWELL	1060290	US 221B	US 70	It shall be unlawful for the operator of a vehicle traveling on US 221B (Main St.) to execute a right turn on red onto US 70 (Court St.) from 8:00 am - 5:00 pm, weekdays only.
MCDOWELL	1060291	US 221B	HENDERSON	It shall be unlawful for the operator of a vehicle traveling on US 221B (Main St.) to execute a right turn on red onto Henderson St. from 8:00 am - 5:00 pm, weekdays only.
MCDOWELL	1060293	HENDERSON	US 221B	It shall be unlawful for the operator of a vehicle traveling on Henderson Street to execute a right turn on red onto US 221B (Main St) from 8:00 am - 5:00 pm, weekdays only.

RESCIND THE FOLLOWING

County	Ordinance Number	Route	Intersecting Route	Description
MCDOWELL	1054309	US 221B	US 70	It shall be unlawful for the operator of a vehicle traveling on US 221B(Main Street) to execute a right turn on red onto US 70(Court Street).
MCDOWELL	1054310	US 70	US 221B	It shall be unlawful for the operator of a vehicle traveling on US 70 (Court Street) to execute a right turn on red onto US 221B (Main Street).
MCDOWELL	1054311	US 221B	HENDERSON	It shall be unlawful for the operator of a vehicle traveling on US 221B(Main Street) to execute a right turn on red onto Henderson Street.
MCDOWELL	1054312	HENDERSON	US 221B	It shall be unlawful for the operator of a vehicle traveling on Henderson Street to execute a right turn on red onto US 221B (Main Street).

The foregoing Highway Traffic Ordinances are hereby adopted in accordance with the General Statutes of North Carolina (20-158 (b) (2)).

All the actions to the Highway Traffic Ordinances herein adopted are effective August 18, 2009 and are identified as follows:

ORDINANCE TYPE	ADOPT	REPEAL
No Right Turn on Red	4	4
Total	4	4

The Division Engineer for each affected Division shall cause to be erected appropriate signs indicating the action of the State Traffic Engineer and these ordinances shall be in full force and effect from and after the erection of such signs.

August 18, 2009

DATE


OFFICER SIGNATURE

James. K. Lacy, P.E.

TYPED NAME

State Traffic Engineer

TITLE